

1 MICHAEL R. SEVILLE, Esq. SBN 278164
2 CURTIS L. BRIGGS, Esq. SBN 284190
3 **SEVILLE BRIGGS, LLP**
4 3330 GEARY BLVD. 3RD FLOOR, EAST
5 SAN FRANCISCO, CA 94118
6 TELE: 415-324-8733
7 MICHAEL@SEVILLEBRIGGS.COM
8 CURTIS@SEVILLEBRIGGS.COM

9 ATTORNEYS FOR PLAINTIFF

10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA

12 ROLON MORRIS,

13 Plaintiff,

14 v.

15 CLARK PACIFIC, A CALIFORNIA GENERAL
16 CORPORATION; DOES 1-20.

17 Defendant.

Case No. 2:20-cv-01291-WBS-CKD

**STIPULATION TO CONTINUE
PRETRIAL SCHEDULE; PROPOSED
ORDER**

Judge: Honorable William B. Shubb

18
19
20
21
22 This Stipulation is entered into by and among Plaintiff and Defendants, by and through their
23 respective counsel, to continue the Pretrial Schedule in this matter in the Discovery Cutoff date as it
24 is currently set. The continuance is requested due to both the ongoing COVID pandemic and also
25 because of Plaintiff's attorney's law firm being wound down. It is also being requested to allow
26 both parties to conclude their formal discovery process. Depositions are currently being scheduled
27 between the two parties, written discovery has taken place, and expert witnesses, if any, are being
28 engaged.

The continuance of the Fact Discovery Cutoff will not change any other scheduled deadline,

1 including the dispositive motion deadlines nor the trial date presently set for August 23, 2022.

2 The parties have agreed to the following new schedule:

3 Fact Discovery Cutoff: March 16, 2022

4 Expert Disclosure and Reports: January 14, 2022

5 Rebuttal Disclosure and Reports: February 9, 2022

6 All other dates will remain unchanged.

7 Good cause exists for the requested continuance of the Fact Discovery Cutoff because the
8 parties met to discuss the schedule and outstanding issues on November 23, 2021 and agreed on a
9 timeline in which all discovery will be completed within the proposed order. Good cause also exists
10 because of the continued pandemic and Plaintiff's attorney's firm going through a transition with
11 new counsel being sought. However, Plaintiff's attorney will schedule and conduct depositions and
12 other required discovery matters while the transition is progressing.

13 Good cause exists for the requested continuance because no other deadlines in the Pretrial
14 Schedule will be impacted by this continuance.

15 Good cause also exists for the requested continuance because the parties agree they may be
16 prejudiced if the continuance is not granted, as neither party may be able to complete the
17 investigation and discovery necessary to adequately analyze the case and prepare for trial within the
18 current Fact Discovery Cutoff date.

19 **IT IS SO STIPULATED.**

20 Dated: December 2, 2021

Seville Briggs, LLP

21 By: _____
22 Michael Seville
23 Attorney for Plaintiff
24 Daniel Dudgeon

25 Dated: December 2, 2021

COOK BROWN, LLP

26 By: _____
27 Michael Bedolla
28 Attorney for Defendant
Clark Pacific

ORDER

Pursuant to the Stipulation of the parties, it is hereby ordered that:

1. The discovery deadlines set forth in the Pretrial Scheduling Order (ECF No. 25) are hereby MODIFIED as follows:

Fact Discovery Cutoff: 3/16/22

Expert Disclosure: 1/14/22

Expert Rebuttal: 2/9/22

All other previously scheduled deadlines remain as originally set.

Dated: December 13, 2021



CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE